

**SALEM COUNTY BOARD OF CHOSEN FREEHOLDERS
DECEMBER 4, 2013 MEETING MINUTES**

The meeting was called to order by Director Acton: Pledge of Allegiance was followed by prayer offered by Freeholder Laury.

Director Acton stated that adequate notice pursuant to the Open Public Meetings Act has been given of this meeting.

On Roll Call, the following Freeholders were present: Deputy Director Cross, Freeholders Laury, Vanderslice, Ware, Bobbitt, Timberman and Director Acton.

Amendment to November 20, 2013 minutes: Deputy Freeholder Director Cross said that the grant will supply funds for dashboard cameras in all municipal and county law enforcement vehicles countywide. With the preceding amendment to the minutes, motion was made by Deputy Director Cross to dispense with the reading of the minutes of the November 20, 2013 Workshop and Regular Meeting Minutes. Minutes to be received, approved and recorded in the Minute Book, seconded by Freeholder Laury, and carried 7/0.

Motion was made by Freeholder Laury for Waiver of the Rules for Resolutions No. 11, 12 & 13 and seconded by Deputy Director including Freeholder Bobbitt's request to separately rule on Resolution No. 12 which carried 7/0:

Approving Change Order No. 1 for Contract for Special Counsel,

Resolution of the Board of Chosen Freeholders of the County of Salem to Confirm its Consent to the Director's Veto of Certain S.C.I.A. Appointments According to N.J.S.A 40:20 – 71.3,

Finance Resolution Requesting Transfer of Funds.

SPECIAL PRESENTATION

County Agriculture Development Board Chairman Andrew Buzby, member Jack Cimprich and Program Administrator Kris Alexander presented the Freeholder Board with Award received from State government for farmland preservation. Mr. Buzby thanked Rita Shade (not present) for her assistance in farmland preservation. The Director thanked the Agricultural Board for its long commitment to saving open space. Freeholder Ware expressed his pride in the Agricultural Board's teamwork.

SPECIAL RECOGNITION

The Director introduced LeeVon Lacy and Ashley Nicole Murphy citing their respective achievements of Miss Salem County and Miss Salem County Outstanding Teen. The Director expressed her pride in their accomplishments and presented each a box for their crowns. At the Director's request, Ashley and her sister Lana sang the National Anthem.

ADOPTION CAPITAL ORDINANCE 2013-005

Ordinance 2013-005

Administration

Bond Ordinance Providing for the Undertaking of SFY 2013-2014 Capital Improvements at and for Certain Facilities of Salem Community College, Located Within the County of Salem, State of New Jersey; Appropriating \$1,500,000 Therefor and Authorizing the Issuance of \$1,500,000 Bonds or Notes of the County of Salem, State of New Jersey, for Financing Such Appropriation, the Principal of and Interest on the Aggregate Principal Amount of Which Will be Entitled to State Aid, Pursuant to Chapter 12 of the Laws of New Jersey of 1971, and Authorizing the Public Hearing to be Held on Wednesday, December 4, 2013 at 7:30 P.M. and Publication Thereof.

Motion was made by Freeholder Cross to adopt Ordinance 2013-005, seconded by Freeholder Laury and carried by roll call vote: Deputy Director Laury – for, Freeholders Cross - for, Vanderslice - for, Ware – for, Bobbitt – for, Timberman - for and Director Acton – for. Ordinance 2013-005 was adopted 7/0.

ADOPTION ORDINANCE 2013-006

Ordinance 2013-006

Administration

Bond Ordinance Providing for Local Share of Improvements to the Stem Building and Technology Improvements at and for Certain Facilities of Salem Community College, Located Within the County of Salem, State of New Jersey Undertaken in Connection With the Building Our Futures General Obligation Bond Act; Appropriating \$1,200,000 Therefor and Authorizing the Issuance of \$1,200,000 Bonds or Notes of the County of Salem, State of New Jersey for Financing Such Appropriation, and Authorizing the Public Hearing to be Held on Wednesday, December 4, 2013 at 7:30 PM. and Publication Thereof.

Motion was made by Deputy Director Cross to adopt Ordinance 2013-006, seconded by Freeholder Laury and carried by roll call vote: Deputy Director Laury – for, Freeholders Cross - for, Vanderslice - for, Ware – for, Bobbitt – for, Timberman - for and Director Acton – for. Ordinance 2013-006 was adopted 7/0.

ADOPTION ORDINANCE 2013-007

Ordinance 2013-007

Administration

Bond Ordinance Providing for the Undertaking of SFY 2013-2014 Capital Improvements at and for Certain Facilities of Salem Community College, Located Within the County of Salem, State of New Jersey; Appropriating \$1,500,000 Therefore and Authorizing the Issuance of \$1,500,000 Bonds or Notes of the County of Salem, State of New Jersey, for Financing Such Appropriation, the Principal of and Interest on the Aggregate Principal Amount of Which Will be Entitled to State Aid, Pursuant to Chapter 12 of the Laws of New Jersey of 1971, and Authorizing the Public Hearing to be Held on Wednesday, December 4, 2013 at 7:30 P.M. and Publication Thereof.

Motion was made by Deputy Director Cross to adopt Bond Ordinance 2013-007, with Freeholder Bobbitt seconding his motion. The motion carried by roll call vote 7/0: Deputy Director Cross-for, Freeholder Laury-for, Freeholder Vanderslice-for, Ware – for, Freeholder Bobbitt-for, Freeholder Timberman-for, and Director Acton-for. Ordinance 2013-007 was adopted 7/0.

CORRESPONDENCE GENERAL

Calvary Community Development Corp. invitation to 2014 Community Builders Banquet February 22, 2014

John Aleli with Montgomery McCracken dated November 23, 2013 regarding Atlantic City Electric Company

Joel D. Tebeest, Department of Human Services regarding 2014 Private Patient Rates

Motion was made by Deputy Director Cross to accept and file the correspondence, and the committee and commission reports and that they are made a part of the Minutes. The motion was seconded by Freeholder Bobbitt. Motion carried 7/0.

ADMINISTRATION COMMITTEE – Acton, Vanderslice, Ware

R. 2013-547
ADMINISTRATION
RESOLUTION ACCEPTING NEW JERSEY JUVENILE JUSTICE COMMISSION COMPREHENSIVE CY2013 GRANT FUNDS SUPPORTING SANCTIONS AND SERVICES FOR DELINQUENT YOUTH AND DELINQUENCY PREVENTION PROGRAMS

R. 2013-548
ADMINISTRATION
RESOLUTION SETTING DATE FOR ANNUAL REORGANIZATION MEETING FOR THE YEAR 2014

R. 2013-549
ADMINISTRATION
RESOLUTION PROVIDING FOR THE INSERTION OF ANY SPECIAL ITEM REVENUE IN THE BUDGET PURSUANT TO NJSA 40A:4-87 CHAPTER 159, P.L. 1948 (\$337,412.00 – UNDER THE CAPTION OF CDBG – DISASTER RECOVERY 2013, GREENVILLE BRIDGE REPLACEMENT PROJECT)

R. 2013-550
ADMINISTRATION
PROVIDING FOR THE INSERTION OF ANY SPECIAL ITEM OF REVENUE IN THE BUDGET PURSUANT TO NJSA 40A:4-87 CHAPTER 159, P.L. 1948 (\$25,000 – UNDER THE CAPTION OF PH PREP – HURRICANE SANDY RECOVERY)

R. 2013-551
ADMINISTRATION
FINANCE RESOLUTION REQUESTING TRANSFER OF FUNDS

R. 2013-552
ADMINISTRATION
RESOLUTION PROVIDING FOR THE INSERTION OF ANY SPECIAL ITEM OF REVENUE IN THE BUDGET PURSUANT TO NJSA 40A:4-87 CHAPTER 159, P.L. 1948 (\$39,850 – UNDER THE CAPTION OF SAFE ROADWAYS PROJECT)

R. 2013-553
ADMINISTRATION
RESOLUTION CERTIFYING THE REVIEW OF THE 2012 ANNUAL AUDIT

R. 2013-554
ADMINISTRATION
RESOLUTION OF THE COUNTY OF SALEM, STATE OF NEW JERSEY, AUTHORIZING THE EXECUTION OF THE COLLECTIVE BARGAINING AGREEMENT BETWEEN THE COUNTY OF SALEM AND THE SALEM COUNTY CORRECTION OFFICER'S ASSOCIATION

R. 2013-555
ADMINISTRATION
RESOLUTION AUTHORIZING A RENEWAL WITH EXPRESS SCRIPTS FOR PLAN YEAR 2014

R. 2013-556
ADMINISTRATION
RESOLUTION AUTHORIZING THE IMPLEMENTATION OF EXPRESS SCRIPTS/BENISTAR RETIREE MEDICARE PART D PRESCRIPTION DRUG PROGRAM FOR PLAN YEAR 2014

R. 2013-557
ADMINISTRATION
RESOLUTION APPROVING CHANGE ORDER NO. 1 FOR CONTRACT FOR SPECIAL COUNSEL

R. 2013-558
ADMINISTRATION

RESOLUTION OF THE BOARD OF CHOSEN FREEHOLDERS OF THE COUNTY OF SALEM TO CONFIRM ITS CONSENT TO THE DIRECTOR'S VETO OF CERTAIN S.C.I.A. APPOINTMENTS ACCORDING TO N.J.S.A. 40:20-71.3.

Freeholder Bobbitt asked that Resolution 2013-558 (Agenda item 12) be separated from bulk consideration of resolutions.

Freeholder Vanderslice moved for the adoption of resolutions, with Freeholder Bobbitt seconding his motion. Freeholder Laury commented that Reorganization is January 8th. As there was no further discussion, motion for adoption of the foregoing resolutions carried by a hand vote of 7/0.

Freeholder Bobbitt motioned against Resolution 2013-558 (Agenda item 12), with Freeholder Ware seconding his motion. Discussion ensued with Freeholder Ware's concern of Director's veto when the Salem County Improvement Authority (SCIA) minutes had just been received. Director Acton stated the SCIA minutes showed the contractual Professional Services actions were approved on a holiday. Freeholder Ware commented that the SCIA minute's veto might open the County up to a lawsuit. Freeholder Timberman stated a concern that SCIA action needed to be done before the next calendar year began. Director Acton stated SCIA action needed to be in sync with the fiscal year. Freeholder Bobbitt stated the SCIA had had this past practice for three to four years and inquired on the change in practice now. Discussion continued concerning the holiday action and the contracts being up in February. Motion for adoption of Resolution carried a hand vote 4-3 with Freeholder Bobbitt, Freeholder Ware and Freeholder Timberman voting against.

PUBLIC SERVICES COMMITTEE – Vanderslice, Acton, Ware
No resolutions were presented.

HEALTH & HUMAN SERVICES COMMITTEE – Bobbitt, Cross, Acton

R. 2013-559
HEALTH & HUMAN SERVICES COMMITTEE
RESOLUTION AUTHORIZING AGREEMENT WITH THE GOVERNOR'S COUNCIL ON ALCOHOLISM AND DRUG ABUSE FOR THE FISCAL GRANT EXTENSION OF THE ALLIANCE TO PREVENT ALCOHOLISM AND DRUG ABUSE FOR JANUARY 1, 2014 TO JUNE 30, 2014

R. 2013-560
HEALTH & HUMAN SERVICES COMMITTEE
RESOLUTION APPROVING A CONTRACT FOR PROFESSIONAL SERVICES FOR THE COUNTY OF SALEM (KENT AVENUE APARTMENTS)

R. 2013-561
HEALTH & HUMAN SERVICES COMMITTEE
RESOLUTION AUTHORIZING AN AGREEMENT BETWEEN LOWER ALLOWAYS CREEK AND THE SALEM COUNTY BOARD OF CHOSEN FREEHOLDERS FOR AWARD OF A VEHICLE UNDER SECTION 5310 PROGRAM

R. 2013-562
HEALTH & HUMAN SERVICES COMMITTEE
RESOLUTION AUTHORIZING EXECUTION OF CONTRACT BETWEEN THE SALEM COUNTY INTER AGENCY COUNCIL OF HUMAN SERVICES AND THE COUNTY OF SALEM (\$57,000 – IN-KIND SERVICES)

R. 2013-563
HEALTH & HUMAN SERVICES COMMITTEE
RESOLUTION AUTHORIZING THE FREEHOLDER DIRECTOR AND THE CLERK OF THE BOARD TO SIGN THE HEALTH SERVICE GRANT APPLICATION FOR THE 2014 COMPREHENSIVE ALCOHOL AND DRUG PROJECT

Freeholder Bobbitt moved for the adoption of these five resolutions in bulk, with Freeholder Timberman seconding his motion. As there was no discussion, the motion for the adoption of the foregoing resolutions carried by a hand vote of 7/0.

SOCIAL SERVICES COMMITTEE – Timberman, Bobbitt, Laury
No resolutions were presented.

PUBLIC SAFETY COMMITTEE – Cross, Vanderslice, Timberman

R. 2013-564
PUBLIC SAFETY
RESOLUTION AUTHORIZING THE ACCEPTANCE OF A GRANT FROM THE STATE OF NEW JERSEY EMERGENCY MANAGEMENT SECTION FOR THE COUNTY OF SALEM

Freeholder Bobbitt moved for the adoption of this resolution, with Freeholder Ware seconding his motion. As there was no discussion, the motion for the adoption of this resolution carried by a hand vote of 7/0.

TRANSPORTATION, AGRICULTURE & CULTURAL AFFAIRS COMMITTEE – Ware, Timberman, Laury

R. 2013-565
TRANSPORTATION, AGRICULTURE & CULTURAL AFFAIRS
RESOLUTION APPROVING CONTRACT FOR HISTORIC SURVEY OF THE SALEM BRANCH RAILROAD WITH A.D. MARBLE & COMPANY (\$16,328.08)

Freeholder Ware moved for the adoption of this resolution, with Freeholder Timberman seconding his motion. As there was no discussion, the motion for the adoption of the foregoing resolution carried by a hand vote of 7/0.

PUBLIC WORKS COMMITTEE – Laury, Ware, Cross

PUBLIC WORKS

RESOLUTION 2013-495 AUTHORIZING SUBMISSION OF COUNTY WASTEWATER MANAGEMENT PLAN TO NJDEP (TABLED AT THE OCTOBER 16, 2013 MEETING)

R. 2013-566

PUBLIC WORKS

RESOLUTION AWARDING A CONTRACT FOR RESURFACING AND SAFETY IMPROVEMENTS COMMISSIONERS PIKE, COUNTY ROAD #581, PHASE 3 IN ALLOWAY TOWNSHIP FOR THE COUNTY OF SALEM FEDERAL PROJECT #STP – 0147(110) NJDOT JOB #7101309

R. 2013-567

PUBLIC WORKS

RESOLUTION APPROVING THE EXECUTION OF CHANGE ORDER #2 RESURFACING OF ALMOND ROAD, COUNTY ROAD #540, PHASE 2 FOR THE COUNTY OF SALEM FEDERAL PROJECT #STP – 0143(104), NJDOT #7110310

Freeholder Laury moved to table 2013-495 and vote again on December 18, 2013, Freeholder Ware seconded his motion, as there was no discussion vote to table this Resolution was carried by a hand vote of 7/0.

Freeholder Laury moved for the adoption of Resolutions 2013-566 and 2013-567, with Freeholder Ware seconding his motion. As there was no discussion, the motion for adoption of the foregoing resolutions carried by a hand vote of 7/0.

PAYMENT OF BILLS AND CLAIMS

Motion was made by Deputy Director Cross that all Bills and Claims, when properly signed and audited, be paid and charged to their respective accounts. The motion was seconded by Freeholder Laury. The motion was carried by a hand vote of 7/0.

NEW BUSINESS

Freeholder Bobbitt raised concerns of the public's opinion of the Freeholder Board over separate news articles regarding Freeholder Vanderslice's conflict of interest ruling and County Counsel's arrest. Freeholder Vanderslice responded that he had appealed the ruling and is awaiting his day in court. Director Acton responded that a proactive review of County Counsel's situation requires the Board to wait until a report is received before any action is anticipated. Freeholder Timberman motioned to suspend County Counsel's services with pay pending investigation with Freeholder Ware seconding. Motion failed with a hand vote 3-4 with Freeholder Cross, Freeholder Laury, Freeholder Vanderslice and Director Acton voting against.

PUBLIC ANNOUNCEMENTS

No public announcements.

PUBLIC COMMENT

Mr. John Ober, SCIA Chair, gave comments that both the SCIA Counsel and independent counsel supported SCIA action for authorizing Professional Services contracts before the February SCIA reorganization. Discussion ensued between Mr. Ober and the Freeholder Board about continuity in contracting for services vs. the process to veto the SCIA minutes negating the contract appointments.

Mrs. Maggie Maxwell-Mood of Quinton Township expressed her appreciation in the County providing in-kind services for the Salem County Interagency Council. She noted that FEMA funds were still available to Hurricane Sandy victims. She inquired of the night's emergency management grant function with Director Acton and Freeholder Cross providing explanation that the grant provides emergency shelter assistance for the disabled. Mrs. Maxwell-Mood expressed her advocacy for emergency services.

Ann Sullivan thanked the Freeholder Board for the ongoing work. She inquired about SCIA Board appointment term dates with Director Acton stating SCIA Board appointments are made in February.

Introduction of Jack and _____

Mr. Doug Wright commented that the Darrell Behnke Foundation can provide transportation for the disabled to go shopping. He also commented on his planned walking fundraiser to Washington DC to raise awareness. He requested assistance to obtain permits to cross bridges and is looking for sponsors.

Director Acton reminded the Board of a Budget Meeting on December 7th.

Freeholder Laury moved to adjourn the meeting at 8:45 pm, seconded by Freeholder Timberman, which carried 7/0.

Respectfully submitted,

Evern D. Ford, Clerk of the Board